

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-2575
of Keen LD, Inc. of San Francisco,)
California, seeking to obtain a)
Certificate of Public Convenience) GRANTED
and Necessity to provide resold)
interexchange telecommunications)
services in the state of Nebraska.) Entered: October 30, 2001

BY THE COMMISSION:

By application filed August 7, 2001, Keen LD, Inc. (Keen) of San Francisco, California, seeks to obtain a Certificate of Public Convenience and Necessity to provide resold interexchange telecommunications services in the state of Nebraska. Notice of the application was published in The Daily Record, Omaha, Nebraska, on August 9, 2001. No protests were filed; therefore, this application is processed pursuant to the Commission's Rule of Modified Procedure.

O P I N I O N A N D F I N D I N G S

Keen, a Delaware corporation, is principally located in San Francisco, California, and is authorized to conduct business in Nebraska. Keen is in the process of filing for certification nationwide. At no time has the applicant nor any of its members been involved in a formal complaint or other investigatory enforcement proceeding.

Keen seeks authority to provide a selected range of 1+ interexchange services and data transmission services, including, but not limited to, message telecommunications service, prepaid long distance, private line, wide area telephone service, calling card, toll-free, integrated services digital line and frame relay service products.

Keen anticipates that it will resell the intrastate toll services of Global Crossing; however, the applicant requests authority to resell the intrastate toll services of any carriers certificated by the Commission.

Interexchange reseller applications are subject to Commission jurisdiction under Neb. Rev. Stat. §§ 75-604 and 86-805 and Title 291 of the Commission's Rules and Regulations, Chapter 5, Rule 003.12. From examination of the application filed herein, the Commission finds Keen has provided all the information required by the Commission, possesses adequate financial resources to provide

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the proposed service and possesses adequate technical competency to provide the proposed service. The application should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-2575 be, and it is hereby, granted and Keen LD, Inc. is authorized to provide resold interexchange telecommunications services in the state of Nebraska

IT IS FURTHER ORDERED that the applicant shall file, in accordance with the applicable statutes on or before April 30th of each year, an annual report with this Commission consisting of: (a) a copy of any report filed with the Federal Communications Commission; (b) a copy of any annual report to stockholders; and (c) a copy of the latest Form 10-K filed with the Securities and Exchange Commission. If these are not available, applicant shall submit a balance sheet and income statement for the previous year of operation, as well as the investment made in telephone plant and equipment located within the state, accumulated depreciation thereon, operating revenues and expenses, and taxes.

IT IS FURTHER ORDERED that, to the extent applicable, the applicant shall comply with all laws pertaining to, and all rules and regulations promulgated under, the Telecommunications Relay System Act (Neb. Rev. Stat. §§ 86-1302 to 86-1307) and the Nebraska Telecommunications Universal Service Fund Act (Neb. Rev. Stat. §§ 86-1402 to 86-1410).

IT IS FURTHER ORDERED that applicant file its current tariff prior to offering service pursuant to the certificate granted in this order.

IT IS FINALLY ORDERED that this order be, and it is hereby made, the Commission's official certificate of authority to furnish the service authorized herein as a common carrier.

MADE AND ENTERED at Lincoln, Nebraska, this day of 30th day of October, 2001.

COMMISSIONERS CONCURRING:

Lawrence J. Hansen

Charles L. Vop

Anne C. Baugh

Frank E. Landis

//s//Frank E. Landis

NEBRASKA PUBLIC SERVICE COMMISSION

James L. Parker
Chairman

ATTEST:

Ad S. Pollack
Executive Director